

Anticipated Classification of this Application: Class 435 Subclass
 Prior Application: Examiner T. Scheiner
Group Art Unit 1802

Attorney's
 Docket
 No. 40441-CY/JPW/NPL

HON. COMMISSIONER OF PATENTS AND TRADEMARKS
 Washington, D.C. 20231
 Box FWC (if under \$1.62)

S I R:

June 7, 1995

This is a request for filing a CONTINUATION

X DIVISIONAL CONTINUATION-IN-PART application under

X 37 C.F.R. §1.60 37 C.F.R. §1.62¹, of pending prior application

Serial No. 08/321,197 filed on October 11, 1994 of
Walter P. Carney, Paula J. Marks, Gail P. Mazzara, Sara J. McKenzie,
Jonathon H. Morgan, Debra A. Petit and Robert A. Weinberg for

Inventor(s)

Detection and Quantification of Neu Related Proteins
 in the Biological Fluids of Humans

Title of Invention

1. X Enclosed is a copy of the prior application, as originally filed and an affidavit or declaration verifying it as a true copy.
2. A verified statement to establish small entity status under 37 C.F.R. §1.9 and 1.27
 is enclosed.
 was filed in the prior application and such status is still proper and desired (37 C.F.R. §1.28(a)).
3. X The filing fee is calculated as follows:

CLAIMS AS FILED, LESS ANY CLAIMS CANCELLED BY AMENDMENT

	NUMBER FILED		NUMBER EXTRA*		RATE		FEE		
					SMALL ENTITY	OTHER ENTITY		SMALL ENTITY	OTHER ENTITY
Total Claims	6 -20	=	0	X	\$11	\$22	=	\$--	\$ 0
Independent Claims	1 -3	=	0	X	\$38	\$ 76	=	\$--	\$ 0
Multiple Dependent Claims Presented: ___ Yes ___X___ No					\$115	\$230	=	\$--	\$ 0
*If the difference in Col. 1 is less than zero, enter "0" in Col. 2.					BASIC FEE			\$365	\$ 730
					TOTAL FEE			\$--	\$ 730

¹ filing an application pursuant to this section expressly abandons the parent application.

Div. Filed June 7, 1995

4. X The Commissioner is hereby authorized to charge payment of the following fees during the pendency of this application or credit any overpayment to Deposit Account No. 03-3125. Three copies of this sheet are enclosed.
- X Any additional filing fees required under 37 C.F.R. §1.16 for presentation of extra claims.
- X Any patent application processing fees under 37 C.F.R. §1.17.
- The issue fee set forth in 37 C.F.R. §1.18 at or before mailing of the Notice of Allowance, pursuant to 37 C.F.R. §1.311(b).
5. X A check in the amount of \$ 730.00 is enclosed.
6. X Cancel claims 1 - 12.
7. Amend the specification by inserting before the first line the sentence: --This is a continuation division continuation-in-part of application Serial No. filed .--
8. Transfer the drawings from the prior application.
9. X 17 Sheet(s) of informal X formal drawing(s) is/are enclosed.
10. Abandon said prior application as of the filing date accorded this application. A duplicate copy of this sheet is enclosed for filing in the prior application file.
11. Priority of application No. filed on (country) in (country) is claimed under 35 U.S.C §119.
- The certified copy of the priority application has been filed in prior application Serial No. , filed .
12. X The prior application is assigned of record to Oncogene Science, Inc.
13. A preliminary amendment is enclosed.
14. X The power of attorney in the prior application is to: *
- John P. White, Reg. No. 28,678; Norman H. Zivin, Reg. No. 25,385; Thomas F. Moran, Reg. No. 16,579; Ivan S. Kavrukov, Reg. No. 25,161; Christopher C. Dunham, Reg. No. 22,031; Thomas G. Carulli, Reg. No. 30,616; Rober D. Katz, Reg. No. 30,141; Peter J. Phillips, Reg. No. 29,691; Richard S. Milner, Reg. No. 33,970 and Robert J. Cobert, Reg. No. 36,108.

*By the virtue of the Revocation of Attorneys and Appointment of New Attorneys filed November 9, 1992.

W. Carney, et al.

Div. Filed June 7, 1995

- (a) X The power appears in the original papers in the prior application.
- (b) Since the power does not appear in the original papers, a copy of the power in the prior application is enclosed.
- (c) Address all future communications to:
(May only be completed by applicant, or attorney or agent of record.)

John P. White, Esq.

Cooper and Dunham LLP

1185 Avenue of the Americas

New York, New York 10036

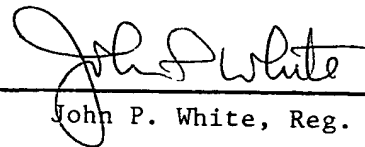
15. X Also enclosed Express Mail Certificate of Mailing No. EG520647591US
dated June 7, 1995

16. X I hereby verify that the attached papers are a true copy of prior application Serial No. 07/412,668 as originally filed on September 29, 1989.

The undersigned declares further that all statements made herein of his own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statement and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

June 7, 1995
Date

Signature



John P. White, Reg. No. 28,678

 INVENTOR(S)
 ASSIGNEE OF COMPLETE INTEREST
 X ATTORNEY OR AGENT OF RECORD
 FILED UNDER 37 C.F.R. §1.34(a)

Address of Signator:

Cooper & Dunham LLP

1185 Avenue of the Americas

New York, New York 10036

08/488180

Dkt. 40441-CY/JPW/NPL

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Walter P. Carney

Serial No. Not Yet Known

Filed June 7, 1995

For: DETECTION, QUANTIFICATION OF NEU RELATED PROTEINS IN THE
BIOLOGICAL FLUIDS OF HUMANS

1185 Avenue of the Americas
New York, New York 10036
June 7, 1995

Assistant Commissioner for Patents
Washington, D.C. 20231

Box Patent Application

Sir:

**EXPRESS MAIL
CERTIFICATE OF MAILING
FOR ABOVE-IDENTIFIED APPLICATION**

"Express Mail" mailing label number EG 520 647 591 US

Date of deposit: June 7, 1995

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. §1.10 on the date indicated above and is addressed to the Commissioner of Patents and Trademarks, Washington, D.C. 20231

Printed Name: Walter P. Carney

Respectfully submitted,

John P. White

John P. White
Registration No. 28,678
Attorney for Applicants
Cooper & Dunham LLP
1185 Avenue of the Americas
New York, New York 10036
(212) 278-0400